



IN THE  
**Supreme Court of the United States**  
October Term, 1921.

TAKUJI YAMASHITA and CHARLES HIO KONO,  
*Petitioners-Appellants,*

*against*

J. GRANT HINKLE, as Secretary of State of  
State of Washington,  
*Respondent-Appellee.*

No. 545

*On Writ of Certiorari to the Supreme Court of the  
State of Washington.*

**MOTION TO ADVANCE.**

The petitioners-appellants, Takuji Yamashita and Charles Hio Kono, move that this case be advanced for hearing at an early date, for the following reasons, to wit:

1. A writ of certiorari was granted by this Court on November 1st, 1921, directed to the Honorable the Judges of the Supreme Court of the State of Washington, removing and certifying the above cause and the record and proceeding therein to this Court.

2. The sole question involved is the right of a subject of Japan to be naturalized under the laws of the United States by a court of competent jurisdiction therein.

3. The case is of great public interest inasmuch as it involves a determination of our national policy in regard

to the whole subject of naturalization as expressed in the Federal statutes controlling and limiting that question, and affects the rights of numerous aliens, and classes of aliens, now in this country to become citizens thereof.

4. Furthermore, great confusion exists in the decisions of both the State and lower Federal Courts in their interpretations of the scope and application of the Federal Naturalization Statutes and the question never has been decided by this Court.

An early hearing of this case is, therefore, very desirable, not only in the interest of the petitioners but in the public interest.

GEORGE W. WICKERSHAM,  
*Counsel for Petitioners.*

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PLEASE TAKE NOTICE that on Monday, February 27th, 1922, at 12:00 o'clock noon, or as soon thereafter as counsel may be heard, Takuji Yamashita and Charles Hio Kono, the petitioners-appellants in the above-entitled cause, will submit to the Supreme Court of the United States a motion, a copy of which is annexed hereto, petitioning said Court to advance the above-entitled cause for hearing.

Dated, January 31st, 1922.

Yours, etc.,

GEORGE W. WICKERSHAM,  
*Attorney for Petitioners-Appellants,*  
*Office & Post Office Address,*  
No. 40 Wall Street,  
Borough of Manhattan,  
New York City.

To:

Hon. L. L. THOMPSON,  
*Attorney-General of the State of Washington,*  
*Attorney for Respondent-Appellee,*  
Olympia, Washington.

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**On Writ of Certiorari to the Supreme Court of the  
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**MOTION TO REASSIGN.**

The above named petitioners, on Monday, February 27th, moved this Court to advance this case for hearing at an early date, in view of the fact that the case was one of great public interest, involving a determination of our national policy in regard to the subject of naturalization, etc. Before submitting this motion, petitioners' counsel had been in correspondence with the Honorable L. L. Thompson, Attorney-General of the State of Washington, attorney for the respondent-appellee, seeking his agreement to ask the Court to set the case for hearing not later than April 1st. Mr. Thompson, however, informed petitioners' counsel that the lack of reference books at Olympia made it necessary for him to brief the case in the East and consequently that he could not prepare a

brief for argument as early as petitioners desired, but that if petitioners would serve their brief by August 1st, he would be willing to stipulate to argue the case next October. Accordingly, petitioners' counsel accepted this suggestion, and Attorney-General Thompson endorsed upon a copy of the motion and notice, which was then filed with the Clerk of this Court, an acceptance of service and an agreement that the case might be advanced for hearing on the first Monday of October. Petitioners' counsel has just been advised that the Court on the sixth instant granted the motion to advance and set the case for hearing on March 20th, and he is in receipt of a telegram from Mr. Thompson, asking counsel to move for reassignment. Petitioners suggest that possibly the Court may have overlooked the above mentioned stipulation endorsed on the notice of motion. In view of the above facts, petitioners pray the Court to reassign the case and set it for argument on the first Monday of October next.

Respectfully submitted,

GEORGE W. WICKERSHAM,

*Counsel for Petitioners.*

